

MINUTES
FIRST BUDGET HEARING
VILLAGE OF KEY BISCAYNE, FLORIDA

TUESDAY, SEPTEMBER 10th, 2002

COUNCIL CHAMBER
85 WEST MCINTYRE STREET, SECOND FLOOR

1. CALL TO ORDER/ROLL CALL OF MEMBERS: The meeting was called to order by the Mayor at 7:07 p.m. Present were Councilmembers Scott Bass (arrived at 7:10 p.m.), Martha F. Broucek, Alan H. Fein, Mortimer Fried, James L. Peters, Vice Mayor Robert Oldakowski and Mayor Joe I. Rasco. Also present were Village Manager Jacqueline R. Menendez, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.

2. PLEDGE OF ALLEGIANCE: Mayor Rasco led the Pledge of Allegiance

3. AGENDA: Councilmember Fein requested the addition of a status report from the Manager at the end of the agenda. There was no objection to the request.

4. APPROVAL OF MINUTES: Councilmember Broucek made a motion to approve the minutes of the September 3, 2002 Council Meeting. The motion was seconded by Councilmember Fein and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

5. BUDGET RESOLUTION: The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE PROPOSED MILLAGE RATE OF THE VILLAGE OF KEY BISCAYNE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); SETTING A DATE FOR A FINAL PUBLIC HEARING TO ADOPT THE MILLAGE RATE; PROVIDING FOR AN EFFECTIVE DATE.

The Attorney addressed the Council regarding the procedure for the adoption of the budgets.

The Manager addressed the Council regarding the budget.

Councilmember Fried made a motion to approve the resolution. The motion was seconded by Councilmember Broucek.

Councilmember Peters made an amending motion to go back to the rolled-back rate. The motion was seconded by Councilmember Bass.

The following residents addressed the Council regarding the millage rate: Annika Akerlund-Tarajano, 200 Cypress Drive; Blanca Mesa, 544 Fernwood Road; Carl Runge, 735 Fernwood Road; John Festa, 695 Harbor Lane; Marivi Walker, 545 Glenridge Road; Andrew Gordon, 269 Cranwood Drive and Rafael Perez, 544

Fernwood Road.

There was extensive discussion from Council regarding the millage rate.

Mayor Rasco made a motion to table the amending motion and the budget resolution. The motion was seconded by Councilmember Bass and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Bass, Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

6. ORDINANCES: The Clerk read the following ordinance, on first reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE BUDGETS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Oldakowski made a motion to approve the ordinance on first reading. The motion was seconded by Councilmember Bass.

The Manager addressed the Council regarding the proposed balanced budget for Fiscal Year 2003.

Chief of Police Michael J. Flaherty addressed the Council regarding the budget for the Police Department.

Director of Finance and Administrative Services, through the firm of Moyer and Associates, Randolph White addressed the Council and the public regarding the budget.

It was the consensus of Council to change the name of the Police Facilities line item to Police Equipment Repairs.

Mayor Rasco made an amending motion to amend the Budget for the Police Department by taking \$48,000 out of the operating budget (for the rank of Corporal) and to be paid by the Federal Asset Fund. The motion was seconded by Vice Mayor Oldakowski and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Bass, Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

Councilmember Fried made an amending motion to approve the garage building for the police generator to be paid for by the Federal Asset Fund. The motion was seconded by Councilmember Bass.

Vice Mayor Oldakowski made an amendment to the amending motion to approve the following projects for the Police Department to be paid by the Federal Asset Fund: 1.) Garage building for police generator (\$40-60,000); 2.) Police/Administration Building security cameras (\$110,000); 3.) Automated locks on bathroom doors at the Ocean Front Park and also at the Village Green (\$10,000); 4.) Armory cabinets and work bench (\$6,000). The motion was seconded by Councilmember Fein and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Bass, Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

The Mayor opened the public hearing. John Festa, 695 Harbor Lane and Ed Meyer, 100 Sunrise Drive addressed the Council. The Mayor closed the public hearing.

Chief of Fire Rescue John C. Gilbert addressed the Council regarding the budget for the Fire Department.

The Manager addressed the Council regarding the banking of the vacation hours for the Fire Department.

It was the consensus of Council to direct the Manager to look into capping the vacation hours for the Fire Department.

It was also the consensus of Council to direct the Fire Chief and the Manager to look into a leasing program for the two trucks needed by the Fire Department.

It was the consensus of Council to direct the Manager to take the total expenses for 2003 and present them to the Council on a functional basis rather than a departmental basis, in order to look at salaries, benefits, payroll taxes, retirement, health, disability, insurance, etc. across the board for the entire Village and see what our experience is.

John Festa, 695 Harbor Lane; Firefighter/Paramedic Dan Feeney, Carol Diaz-Castro, 240 Hampton Lane and Fire Captain Jose Marti addressed the Council.

Councilmember Bass excused himself from the meeting at 10:37 p.m.

Jud Kurlancheek, Director of Building, Zoning and Planning addressed the Council regarding the budget for the BZP Department, recommending a reduction in staff.

Mayor Rasco made a motion to extend the meeting to 11:45 p.m. The motion was seconded by Councilmember Peters and approved by a 5-0 voice vote. The vote was as follows: Councilmembers Broucek, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes. Councilmember Fein was out of the room at the time the vote was taken.

Willie Borroto, 241 Harbor Drive; Nat Chediak, 690 Warren Lane; John Festa, 695 Harbor Lane; Carol Diaz-Castro, 240 Hampton Lane and Rick Chitwood, Construction Manager for the Ocean Club addressed the Council.

It was the consensus of Council to address, at the Second Budget Hearing, the level of subsidy, service and fees for the Building, Zoning and Planning Department.

The Attorney addressed the Council regarding the budget hearing.

Mayor Rasco made a motion to table the ordinance. The motion was seconded by Councilmember Fried and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

Vice Mayor Oldakowski made a motion to remove from the table the budget resolution. The motion was seconded by Councilmember Broucek and approved by a

6-0 roll call vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

The amending motion to go back to the rolled-back rate failed by a 1-5 roll call vote. The vote was as follows: Councilmember Peters voting Yes. Councilmembers Broucek, Fein, Fried, Vice Mayor Oldakowski and Mayor Rasco voting No.

The motion to adopt the budget resolution was approved by a 5-1 voice vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Vice Mayor Oldakowski and Mayor Rasco voting Yes. Councilmember Peters voting No.

Vice Mayor Oldakowski made a motion to remove the budget ordinance from the table. The motion was seconded by Councilmember Broucek and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

The ordinance was adopted on first reading, as amended, by a 6-0 roll call vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

The Clerk announced the second reading of the ordinance for September 24, 2002.

It was the consensus of Council to hold a Budget Workshop from 5:00 p.m. to 7:00 p.m. on September 24, 2002.

Vice Mayor Oldakowski made a motion to extend the meeting to 11:50 p.m. The motion was seconded by Councilmember Broucek and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

Finance Director White announced that the increase over the rolled-back rate is 19.33% and the increase in actual taxes if the proposed millage is adopted is 10.06% higher.

7. RESOLUTIONS: The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING AMENDMENT TO LEASE BETWEEN MIAMI-DADE COUNTY AND THE VILLAGE OF KEY BISCAYNE; AUTHORIZING VILLAGE MANAGER TO EXECUTE THE AMENDMENT TO LEASE ON BEHALF OF THE VILLAGE; AUTHORIZING VILLAGE MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE AMENDMENT TO LEASE; AUTHORIZING VILLAGE MANAGER AND VILLAGE ATTORNEY TO TAKE ALL ACTION NECESSARY TO ENTER INTO THE AMENDMENT TO LEASE; PROVIDING FOR EFFECTIVE DATE.

Vice Mayor Oldakowski made a motion to approve the resolution. The motion was seconded by Councilmember Fein.

The Manager addressed the Council regarding this resolution.

The resolution was approved by a 6-0 voice vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

8. BUDGET INFORMATION: The following was presented to the Council for their information:

1.) Resolution 2002-29 adopted July 23, 2002, setting the first and second budget hearings; 2.) Public Notice regarding the adoption of the budgets for fiscal year commencing October 1, 2002 through September 30, 2003, advertised in the Daily Business Review on September 6, 2002 and in the Islander News on September 5 and September 12, 2002; 3.) Notice of Proposed Tax Increase and Budget Summary for fiscal year 2002-2003; 4.) Miami-Dade County 2002 assessment roll estimate; 5.) Miami-Dade County Certification of Taxable Value and 6.) Assessed Valuation.

9. SCHEDULE OF FUTURE MEETINGS/EVENTS: A schedule of future meetings and events was presented to the Council.

Councilmember Broucek made a motion to extend the meeting until 11:55 p.m. The motion was seconded by Vice Mayor Oldakowski and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Broucek, Fein, Fried, Peters, Vice Mayor Oldakowski and Mayor Rasco voting Yes.

The Manager addressed the Council regarding the status of the new buildings and Chief Gilbert addressed the Council regarding the events scheduled to commemorate 9-11.

10. ADJOURNMENT: The meeting was adjourned at 11:55 p.m.

Respectfully submitted:

***Conchita H. Alvarez, CMC
Village Clerk***

Approved this 24th day of September, 2002:

***Joe I. Rasco
Mayor***

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE VILLAGE COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT A MEETING OR HEARING, THAT PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.